

124858/GETS 5307.1
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of Shea et al.

Serial No. Not yet assigned

Filed October 21, 2003

Confirmation No. Not yet assigned

For APPARATUS AND METHOD FOR AUTOMATIC DETECTION AND AVOIDANCE OF
TURBOCHARGER SURGE ON LOCOMOTIVE DIESEL ENGINES

October 21, 2003

COMMISSIONER FOR PATENTS

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SIR:

INFORMATION DISCLOSURE STATEMENT

* In accordance with 37 C.F.R. 1.97 and 1.98 and MPEP 609, and in compliance with the
duty of disclosure set forth in 37 C.F.R. 1.56, applicants submit the attached PTO/SB/08A for
consideration by the Patent and Trademark Office in the above-entitled application and to be
made of record therein.

Respectfully submitted,



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| PTO/SB/08A INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | | | Complete if Known | |
| | | | | Application Number | Not yet assigned |
| | | | | Filing Date | 10/21/03 |
| | | | | Confirmation Number | Not yet assigned |
| | | | | First Named Inventor | Shea |
| | | | | Group Art Unit | Not yet assigned |
| | | | | Examiner Name | Not yet assigned |
| Sheet | 1 | of | 2 | Attorney Docket No. | 124858/GETS 5307.1 |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|--------------------------|----------------------|--|--|--|
| Examiner Initials* | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY |
| | | Number | Kind Code ² (if known) | | |
| | 1 | 3,557,549 | | Webster | 01-26-1971 |
| | 2 | 3,988,894 | | Melchior | 11-02-1976 |
| | 3 | 4,287,717 | | Oldfield et al. | 09-08-1981 |
| | 4 | 4,490,622 | | Osborn | 12-25-1984 |
| | 5 | 5,207,063 | | Blake | 05-04-1993 |
| | 6 | 5,307,632 | | Gottemoller et al. | 05-03-1994 |
| | 7 | 5,526,645 | | Kaiser | 06-18-1996 |
| | 8 | 5,605,044 | | Zimmer et al. | 02-25-1997 |
| | 9 | 5,704,340 | | Togai | 01-06-1998 |
| | 10 | 5,724,813 | | Fenelon et al. | 03-10-1998 |
| | 11 | 5,782,092 | | Schultalbers et al. | 07-21-1998 |
| | 12 | 5,816,047 | | Zurlo | 10-06-1998 |
| | 13 | 5,950,432 | | Zimmer et al. | 09-14-1999 |
| | 14 | 6,079,211 | | Woollenweber et al. | 06-27-2000 |
| | 15 | 6,105,555 | | Weber et al. | 08-22-2000 |

| | | | |
|-----------------------|--|--------------------|--|
| Examiner Signature | | Date Considered | |
|-----------------------|--|--------------------|--|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached or place an "A" here if English language abstract is attached..

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| Sheet | 2 | of | 2 | Attorney Docket No. | 124858/GETS 5307.1 |

| | | | | | |
|--|----|-----------|--|------------------|------------|
| | 16 | 6,112,523 | | Kamo et al. | 09-05-2000 |
| | 17 | 6,134,888 | | Zimmer et al. | 10-24-2000 |
| | 18 | 6,161,384 | | Reinbold et al. | 12-19-2000 |
| | 19 | 6,196,189 | | Baldwin et al. | 03-06-2001 |
| | 20 | 6,243,628 | | Bliley et al. | 06-05-2001 |
| | 21 | 6,256,993 | | Halimi et al. | 07-10-2001 |
| | 22 | 6,289,873 | | Dunsworth | 09-18-2001 |
| | 23 | 6,295,816 | | Gallagher et al. | 10-02-2001 |
| | 24 | 6,298,718 | | Wang | 10-09-2001 |
| | 25 | 6,324,848 | | Gladden et al. | 12-04-2001 |
| | 26 | 6,327,980 | | Chen et al. | 12-11-2001 |
| | 27 | 6,354,269 | | Saito et al. | 03-12-2002 |
| | 28 | 6,377,876 | | Hedeen et al. | 04-23-2002 |
| | 29 | 6,405,705 | | Dunsworth et al. | 06-18-2002 |
| | 30 | 6,415,606 | | Bowman et al. | 07-09-2002 |

| | | | |
|--------------------|--|-----------------|--|
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